IN THE HIGH COURT OF UTTARAKHAND AT NAINITAL

Criminal Writ Petition No.19 of 2007 (M/B)

1. Inder Singh S/o Sri Khem Singh,
   R/o Village Malsi,
   District Dehradun.
2. Banwari Lal S/o Shova Rama,
   R/o Village Nangal, Bulandawala,
   District Dehradun.
3. Chiranji Lal S/o Sri Daya Shankar,
   R/o Lachhiwala Doiwala,
   Dehradun. …….. Petitioners

Versus

1. State of Uttarakhand,
   through I.O. in Case Crime No. 81 of 2006
   under section 120B, 420, 467, 468, 471 IPC,
   Police Station Rajpur,
   District Dehradun.
2. Sri Amrit Lal S/o Sri Surat Singh,
   R/o Village Malasi, P.S. Rajpur,
   District Dehradun. ……. Respondents

Mr. Nanak Chand Gupta, Advocate for the petitioners.
Mr. Prabhakar Joshi, Brief Holder for respondents Nos. 1.
Mr. L.K. Tewari, Advocate for respondent No. 2.

JUDGMENT

Coram: Hon'ble Rajeev Gupta, C.J.
Hon'ble J.C.S. Rawat, J.

RAJEEV GUPTA, C.J. (Oral)

Mr. Nanak Chand Gupta, Advocate for the petitioners.

Mr. Prabhakar Joshi, Brief Holder for respondents Nos. 1.

Mr. L.K. Tewari, Advocate for respondent No. 2.

2. Mr. Prabhakar Joshi, the learned Brief Holder submits that the writ petition filed by the petitioners seeking quashing of the First Information Report and the case registered against them has, now, become infructuous, as the police, after the completion of the investigation, though did not find any case worth filing charge sheet against petitioners Nos. 2 & 3 Banwari Lal and Chiranji Lal, a charge sheet is proposed to be filed against petitioner No. 1 Inder Singh before the concerning court in the near future.

3. In this view of the matter, the writ petition is dismissed as infructuous with the further direction that the interim order dated 03.01.2007 shall continue to remain in force till the filing of the charge sheet against petitioner No. 1 before the concerning court.

(J.C.S. Rawat, J.) **(Raveej Gupta, C.J.)**
08.05.2007 08.05.2007

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